

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION

JIMMY ONEAL BIRDSONG, JR.

PLAINTIFF

VS.

CIVIL ACTION NO.: 3:13cv389-DPJ-FKB

CAROLYN W. COLVIN, ACTING  
COMMISSIONER OF SOCIAL SECURITY

DEFENDANT

**ORDER**

This cause came on this date to be heard upon the Report and Recommendation of the United States Magistrate Judge, after referral of hearing by this Court. Magistrate Judge Ball recommended that the decision of the Commissioner, denying Plaintiff's claim for disability insurance benefits and supplemental security income, be affirmed. The deadline to object under Rule 72(b)(2) of the Federal Rules of Civil Procedure has now passed without objection. The Court, having fully reviewed the unopposed Report and Recommendation of the United States Magistrate Judge entered in this cause, and being duly advised in the premises, finds that said Report and Recommendation should be adopted.

IT IS, THEREFORE, ORDERED that the Report and Recommendation of United States Magistrate Judge F. Keith Ball be, and the same is hereby, adopted as the finding of this Court. The Commissioner's Motion to Affirm [11] is granted, and this case is dismissed with prejudice.

A separate judgment will be entered in accordance with the Order as required by Rule 58 of the Federal Rules of Civil Procedure.

**SO ORDERED AND ADJUDGED** this the 11<sup>th</sup> day of August, 2014.

s/ Daniel P. Jordan III  
UNITED STATES DISTRICT JUDGE